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**MAY 10 2005**

**To:** Group Art Unit 1635  
**Firm:** U.S. Patent and Trademark Office  
**Facsimile:** (703) 872-9306  
**From:** Thomas J. Kowalski (Reg. No. 32,147)  
Deborah L. Lu (Reg. No. 50,940)  
**Date:** May 10, 2005  
**Re:** Application No. 09/760,574  
FLH Reference No. 574313-3154.1  
**Number of Pages:** 22  
(including cover page)

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If you do not receive all pages or are unable to read the transmission, please call and ask for Deborah Lu (Ext. 2088).

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed is a Response to Notice of Non-Compliant Amendment with Petition for Extension of Time, Response To Office Action Under 37 C.F.R. § 1.116, Record Of Interview, Statement Of Common Ownership And Request For Interview for filing in connection with U.S. Application No. 09/760,574.

Sincerely,



Deborah L. Lu  
Reg. No. 50,940

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MAY 10 2005

PATENT  
574313-3154.1  
USSN 09/760,574

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : AUDONNET *et al.*  
Serial No. : 09/760,574  
Filing Date : January 16, 2001  
For : IMPROVED DNA VACCINES FOR FARM ANIMALS, IN  
PARTICULAR BOVINES AND PORCINES  
Examiner : Jon E. Angell  
Art Unit : 1635

745 Fifth Avenue  
New York, NY 10151

**EXPEDITED PROCEDURE**  
**RESPONSE AFTER FINAL ACTION**  
**UNDER 37 C.F.R. § 1.116**

**FACSIMILE**

I hereby certify that this paper is being facsimile transmitted  
to the Patent and Trademark Office on the date shown below.

Deborah L. Lu, Reg. No. 50,940

Type or print name of person signing certification

Deborah L. Lu  
Signature  
10 May 2005  
Date of Signature

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT WITH  
PETITION FOR EXTENSION OF TIME, RESPONSE TO OFFICE ACTION  
UNDER 37 C.F.R. § 1.116, RECORD OF INTERVIEW,  
STATEMENT OF COMMON OWNERSHIP AND REQUEST FOR INTERVIEW**

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Notice of Non-Compliant Amendment mailed April 26, 2005  
and supplemental to the January 25, 2005 Office Action, setting a three month term for reply.

PATENT  
574313-3154.1  
USSN 09/760,574

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

In the Notice of Non-Compliant Amendment mailed April 26, 2005, it is alleged that the document filed on April 8, 2005 was considered non-compliant because a complete listing of all of the claims was not present.

In response, Applicants have provided a complete listing of all claims and indicated claims 1 to 83 as cancelled. Accordingly, Applicants respectfully submits that the amendment is in compliance with 37 C.F.R. § 1.121 and requests the consideration of the arguments, request for consideration, affidavit and information disclosure statement submitted on April 8, 2005.